

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it contains a valid OMR control number

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/634,299
Filing Date	August 5, 2003
First Named Inventor	Randall T. Webber
Art Unit	3764
Examiner Name	Glenn E. Richman
Attorney Docket Number	111586-099CIP

Sheet

1

of

Attorney Docket Number

111586-099CIP

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number/Kind Code ² (if known)			
		US- 4629185	12/16/1986	Amann	
		US- 4772015	09/20/1988	Carlson, et al.	
		US- 4773398	09/27/1988	Tatom	
		US- 4730829	03/1988	Carlson, Robert B.	
		US- 5456644	10/1995	Hecox, et al.	
		US- 5665036	09/1997	Hsieh, Yi Fong	
		US- 6302833	10/2001	Ellis, et al.	
		US- 6988977 B2	01/2006	Webber, et al.	
		US- 4898381	02/06/1990	Gordon	
		US- 5344374	09/06/1994	Telle	
		US- Des 359326	06/13/1995	Deola	
		US- 5437589	08/01/1995	Habing	
		US- 5466204	11/14/1995	Nearing	
		US- 5562577	10/08/1996	Nichols, SR., et al.	
		US- 5582564	12/10/1996	Nichols, SR., et al.	
		US- 5597257	01/28/1997	Habing	
		US- 5643152	07/01/1997	Simonson	
		US- 5881247	10/28/1997	Webber	
		US- 5683334	11/04/1997	Webber	
		US- 5810701	09/22/1998	Ellis, et al.	
		US- 5823920	10/20/1998	Grider	
		US- 5836858	11/17/1998	Sharff	
		US- 5916072	06/29/1999	Webber	
		US- 5967954	10/19/1999	Habing	
		US- 5997447	12/07/1999	Giannelli, et al.	
		US- 6030322	02/29/2000	Webber	
		US- D 439941 S	04/03/2001	Batca, et al.	
		US- 6238323	05/29/2001	Simonson	
		US- 6579213	06/17/2003	Webber, et al.	
		US- 4949951	08/1990	Deola	
		US- 5643152	07/1997	Simonson	
		US- 5597375	01/1997	Simonson	
		US- 6004247	12/1999	Webber	
		US- 6080091	06/2000	Habing	
		US- 2006/0116254	06/2006	Webber	
		US- 2007-0249474	10/25/2007	Webber	
		US- 2006/0035764 A1	02/2006	Webber	

American LegalNet, Inc.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /G.R./

	us- 2006/0035164	06/2006	Webber	
--	------------------	---------	--------	--

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	† ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995 no Persons are required to respond to a collection of information unless it contains a valid OMR control number

Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

of

Complete if Known

Application Number 10/634,299

Filing Date August 5, 2003

First Named Inventor Randall T. Webber

Art Unit 3764

Examiner Name Glenn E. Richman

Attorney Docket Number 111586-099CIP

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Office Action of 9/20/2007, U.S. Patent Application No. 11/333,833 of Webber filed January 17, 2006.	
		TuffStuff PL-202 Bilateral Vertical Chest Press, Task Industries, Jan. 1997 advertisement	
		Nebula Fitness Equipment, Lever Row Swivel Adjustments #4005, catalog 1993	
		TuffStuff, TUB49 Upper Body Machine, catalog, 1998	
		Polaris, Upper Torso Machines, brochure, 1983, pg. 2	
		Hoist Fitness Systems, brochure, 1989	
		Gym 80, Butterfly with Start Assistance, brochure 1994	
		Icarian, Rear Delt/Pec Fly, brochure 1993	
		Bodymasters, Pec Contractor Rear Deltoid Machine, date unknown, pg. 11	
		Cadex, Chest Press and Fly, advertisement, 1997	
		Schnell, pectoral machine (Discs) brochure, date unknown	
		Life Fitness Rear Deltoid/pectoral Fly, brochure, 1997	
		Flex, Deltoid Fly brochure, date unknown	
		Linear Stairmaster, brochure, date unknown	

		Pacific Fitness, brochure, 1998	
		Paramount, Rotary Chest Press, brochure, 1997	
		Paramount, Rotary Chest Press, brochure, date unknown	
		Corbin Pacific, Chest Press Machine, advertisement <u>Strength & Conditioning Association Journal</u> , April-May 1982	
		TuffStuff, Muscle IV, brochure, 1986	
		Hoist Fitness Systems, CD2900 Rear Deltoid/Pectoral Fly brochure, Jan. 2001	

Examiner Signature	Date Considered
-----------------------	--------------------

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

/Glenn Richman/ (06/08/2009)